

AGENDA
TEXAS BOARD OF PROFESSIONAL ENGINEERS
REGULAR QUARTERLY BOARD MEETING
1917 SOUTH INTERSTATE 35
AUSTIN, TX 78741
FEBRUARY 14, 2013 – 10:30 AM

Call to Order. (G. Kemble Bennett, Ph.D., P.E., Presiding Officer)

1. Roll Call and Welcome Visitors..... G. Kemble Bennett, Ph.D., P.E.
2. Public Comment..... G. Kemble Bennett, Ph.D., P.E.
3. Consent Agenda G. Kemble Bennett, Ph.D., P.E.

(The following items may be acted upon under Consent Agenda and are marked with an asterisk* on the Regular Quarterly Board Meeting Agenda)

(Motion)

- March 23, 2012, Educational Advisory Committee Minutes (**See agenda item #5**)
- March 23, 2012, Industry Advisory Committee Minutes (**See agenda item#6**)
- March 23, 2012, Governmental Advisory Committee Minutes (**See agenda item #7**)
- March 23, 2012, Educational, Industry, Governmental Advisory Joint Committee Minutes (**See agenda item#8**)
- November 28, 2012, Licensing Committee Minutes (**See agenda item #9**)
- November 29, 2012, Legislative Issues Committee Minutes (**See agenda item#10**)
- November 29, 2012, Enforcement Committee Minutes (**See agenda item #11**)
- November 29, 2012, General Issues Committee Minutes (**See agenda item #12**)
- November 29, 2012, Regular Quarterly Board Meeting Minutes (**See agenda item #4**)
- Administrative Reports and Outstanding Administrative Penalties and Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments (**See agenda item #20**)
- Licensing Applications. (**See agenda item #24**)

Discuss and Possibly Approve Board Minutes:

4. ***(Consent Agenda)** Discuss and possibly approve minutes of the November 29, 2012, Regular Quarterly Board Meeting Minutes G. Kemble Bennett, Ph.D., P.E.

Discuss and Possibly Accept Committee Minutes: G. Kemble Bennett, Ph.D., P.E.

5. ***(Consent Agenda)** March 23, 2012, Educational Advisory Committee Minutes
6. ***(Consent Agenda)** March 23, 2012, Industry Advisory Committee Minutes
7. ***(Consent Agenda)** March 23, 2012, Governmental Advisory Committee Minutes
8. ***(Consent Agenda)** March 23, 2012, Educational, Industry, Governmental Advisory Joint Committee Minutes
9. ***(Consent Agenda)** November 28, 2012, Licensing Committee Minutes
10. ***(Consent Agenda)** November 29, 2012, Legislative Issues Committee Minutes
11. ***(Consent Agenda)** November 29, 2012, Enforcement Committee Minutes
12. ***(Consent Agenda)** November 29, 2012, General Issues Committee Minutes

Discuss and Possibly Act on the following agenda items (13-16):

13. Board Members' Activity Reports G. Kemble Bennett, Ph.D., P.E.

(Report)

- Bennett
- Ballí
- Greer
- Reyna
- Summers
- Wong

14. Emeritus Members G. Kemble Bennett, Ph.D., P.E.
- Emeritus Members serve on Informal Conferences
(Possible Action)
 - Activity Reports
(Report)
 - Gonzalez
 - Guerra
15. Budget..... Jeff Mutscher, Finance Director
- FY13 1st Quarter Budget Report
(Report)
16. Discuss and possibly act on the following rule proposal... C.W. Clark, P.E.
- (Motion Required)
- §137.5 Notification of Name Change, Address Change, Employer Change, and Criminal Conviction

Discuss and Possibly Act on Issues Regarding Committee Reports or Items on the Committee Agendas:

17. Legislative Committee..... Jim Greer, P.E., Chair
18. Licensing Committee Bobby Ballí, P.E.
- Personal Appearances from Licensing Applicants
(Motion required on all personal interviews)

Discuss and Possibly Act on Reports or Items reported by the Executive Director:

19. Executive Director's Report..... Lance Kinney, P.E.
- (Report)
- Activity Report
 - CBT
 - Summary of Guidance Regarding Lobbying and Telephonic Meetings
 - NCEES
 - Central/Southern Zone
 - Annual Meeting
 - Journey to Excellence Update
 - Eweek
 - Windstorm
 - Advisory Committee Update
 - Staff Attorney Report (Dewey Helmcamp III, J.D.)
 - Outreach
 - Kudos

Discuss and Possibly Act on Enforcement/Disciplinary Matters:

20. *** (Consent Agenda)** Administrative Reports, Outstanding Administrative Penalties Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments C.W. Clark, P.E.
21. Agreed Board Order..... Dewey Helmcamp, III J.D./
(Motion) C.W. Clark, P.E.
1. D-33359 (Ballí)
 2. Ty J. Hagen, P.E. – D-33726 (Ballí)

22. Consent Orders C.W. Clark, P.E.
(*Motion*)
SOAH Result
(None)
Informal Reprimands (In accordance with Board Rule 139.31(b) individual names are not listed)
3. D-33852
4. D-33851
5. D-33606
Practice Violations
6. Edward D. Hill, P.E. – D-33949
7. David L. Michaelson, P.E. – D-33364
Non-Practice Violations
(None)
Sanctions Against Non-License Holders
(None)
Firm Registrations/Sole Proprietorship Sanctions
(None)

23. Discuss, possibly act on request to reconsider Approved Board Order C.W. Clark, P.E.
(*Motion*)
• D-33373-James E. Westbrook

Discuss and Possibly Act on Licensing Applications requiring board ruling:


24. ***(Consent Agenda)** Licensing Applications.....David Howell, P.E.
Vote or Reconfirm Votes Pursuant to Board Rule §133.87:
(*Motion*)
Approved for Exams
Approved for Licensure
Exams Not Approved
Firms Approved
Not Approved for Licensure
Waivers – Both
Waivers – FE
Waivers—PE

Discuss and Possibly Act on Other Matters

25. Issues from Board members for future meetings.....G. Kemble Bennett, Ph.D., P.E.

Adjourn.

The Board may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Tex. Gov't. Code Ann. Chapter 551.

 Individuals needing special accommodation should contact the Texas Board of Professional Engineers at (512) 440-7723, in a timely manner.